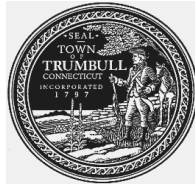


TOWN COUNCIL
Town of Trumbull
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Trumbull

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MINUTES
July 8, 2010

CALL TO ORDER: The regular meeting of the Trumbull Town Council was called to order at 8:08 p.m. by Chairman Carl A. Massaro, Jr. All present joined in a moment of silence and the pledge of allegiance.

ROLL CALL: The clerk called the roll and recorded it as follows:

Suzanne S. Testani	Debra A. Lamberti	James F. Meisner
David R. Pia	Kristy L. Waizenegger	Tony J. Scinto
Michael J. Rappa	John A. DelVecchio, Jr.	Chad Ciocci
Jane Deyoe	Ann Marie M. Evangelista	Daniel Helfrich
Robert J. Pescatore, Jr.	Martha A. Jankovic-Mark	
Mary Beth Thornton	Mark S. Altieri	
Roberta A. Bellows	Carl A. Massaro, Jr.	
Jeff S. Jenkins	Michael J. London	

Absent: John M. Rotondo.

*Chairman Carl A. Massaro, Jr. exercised his right not to vote unless otherwise noted.

APPROVAL OF MINUTES:

Moved by Mr. London, seconded by Ms. Evangelista to approve the minutes of the regular June 7, 2010 Town Council Meeting.

VOTE: Motion carried 19-0 unanimously.

The Chair read a thank you letter from Mark & Jackie Appelberg dated June 24, 2010 into the record regarding a golf tournament in memory of their daughter Kristin Nicole Appelberg. (Hard Copy of the letter is attached to the July 8, 2010 Town Council meeting minutes filed at the Town Clerk's office).

DISCUSSION ITEMS:

Trumbull High School Building Committee:

Owner's Rep Report:

Mr. Al Barbarotta was present. Mr. Barbarotta reported that the mechanical bid package that had been re-bid had come in \$1 million less than the previous low bid. The Town Council had approved \$800,000 in alternates, bringing the project to \$5 million under the estimated cost. The project is on schedule, the auditorium is built, the HVAC system is operational, the seating is due in. The phase is moving towards being substantially complete and will be safe and occupiable for September. The 11-classroom addition swing-space part of phase 2 will move forward and are well along the way with the demolition of that area and will continue to move forward through the academic wing during the year.

Architect's Report: Mr. Greg Smolley of JCJ was present. Mr. Smolley reported that JCJ has begun the FF&E (furniture, fixtures and equipment) and the technology portion of the project. The intent is to bid this as a single package with installation handled in phases. JCJ is approximately 50% complete with the programming and schematic design selection of furniture, they are on schedule. The project will be at BSF in October 2010 for review of the package and would anticipate going out to bid in November or December 2010. The installation of furniture will be in 6 phases beginning in the spring of 2011, fall 2011, spring 2012 and fall 2012 following the construction through. The idea of bidding it as one package is to secure the price right at the beginning. All appears to be on schedule and within budget.

Construction Manager's Report: Mr. Brian Holmes of O&G was present. Mr. Holmes reported all contracts have been awarded for phase 2, we have 30 contracts executed to date, and the GMP has been prepared and will be presented to the building committee at their scheduled July 14, 2010 meeting.

Hillcrest Pool Use and Operation Report (Education):

Committee Report: the Education Committee met on June 30, 2010. Councilman Ciocci read the meeting minutes of the Hillcrest Pool Use and Operation Report discussion into the record, (See Attached). The final report of the Education Committee will be submitted next month, August 2010.

Mr. Barbarotta stated in response to a question from Mr. Jenkins, that the proposed work addresses all the major concerns with the pool and would not expect any additional major repairs in the next 5 years after the work is completed, it does not address the height of the ceilings or the slope of the pool. It would be possible to "mothball" the pool; Stamford has a pool which has been mothballed for 20 years.

In response to a question from Mr. Pia, Mr. Barbarotta stated that the \$7.5 million figure quoted previously consisted of imploding the existing Hillcrest Pool and complete replacement.

In response to a question from Mr. Rappa, Mr. Barbarotta stated that there are issues with the diving board meeting code, there is handicap access to the swimming pool now, and the pool does comply. The diving board will be eliminated if a substantial renovation is done, because the diving board would not meet code, and they would not be making the pool deeper or the ceiling higher.

We The People Program - The Chair stated that this is an academic competition program where our students from the high school and the middle schools engage with and compete with other schools in the State of Connecticut. The teams were not available at the June 2010 Town Council meeting due to the fact they were being honored at the BoE Awards Ceremony. Chairman Massaro congratulated the teams for a job well done.

Patriot Award – N.J. Sarno Company of Trumbull - The Chair stated that this award is given to an employer, nominated by an employee for their support of the guard and reserve, which is a volunteer agency of the U.S. Department of Defense. Sgt. Richard Porto has been deployed to Afghanistan and was unable to be present at this meeting. Chairman wished Sgt. R. Porto God's speed in Afghanistan.

Business:

Item. 1.RESOLUTION TC23-79 – Postponed in Committee.

Moved by Mr. London, seconded by Mr. Pia to take item #7 as the next item of business.
VOTE: Motion carried unanimously.

Item 2. RESOLUTION TC23-86: Moved by Mr. Pia, seconded by Ms. Testani.

BE IT RESOLVED, That \$65,150 for the Old Town Road Pump Station upgrade is hereby appropriated from WPCA Retained Earnings 20-315100 to WPCA Capital Outlay 20100000-581888.

Committee Report: The Finance Committee met on June 28, 2010 and voted to recommend to the Town Council unanimously 3-0.

The Chair noted that Ms. Maria Pires, Finance Director and Mr. Solomene of the WPCA were present at this meeting to hear questions. Hearing none.

VOTE: Resolution adopted unanimously 19-0.

Mr. DeVecchio, seconded by Ms. Lamberti to take item #8 as the next item of business.
VOTE: Motion carried unanimously.

Item 3. RESOLUTION TC23-87: Moved by Mr. DelVecchio, seconded by Mr. London.

BE IT RESOLVED, That \$51,000 for the Forensic Audit is hereby appropriated from WPCA Retained Earnings 20-315100 to WPCA 20100000-522202 Professional Services.

Mr. Helfrich left the meeting at 8:36 p.m.

Mr. Helfrich returned at 8:38 p.m.

Committee Report: The Finance Committee met on June 28, 2010 and voted to recommend to the Town Council 3-1-1 (Against: Pescatore) (Abstention: Scinto).

The Chair noted that Ms. Laura Pulley of the WPCA was present at this meeting to hear questions. Hearing none.

VOTE: Resolution adopted 16-2-1 (Against: Pescatore and Mark) (Abstention: Scinto).

Councilman Thornton requested a recess.

The Chair called a recess at 8:39 p.m.

The Chair called the meeting back to order at 8:47 p.m.

Item 4. RESOLUTION TC23-80: Moved by Ms. Bellows, seconded by Mr. London.

BE IT RESOLVED, That William Levin of 970 Hope Street, Stamford, CT, Town Planner for the Town of Trumbull, be and the same is hereby appointed by the First Selectman as the Planning and Zoning Staff member, to the Historical Review Committee/Demolition Review Committee.

Committee Report: The Rules & Research Committee met on June 28, 2010 and voted to recommend to the Town Council unanimously 6-0.

VOTE: resolution adopted unanimously 19-0

Item 5. RESOLUTION TC23-81 – Postponed in committee.

Item 6. RESOLUTION TC23-83: Moved by Mr. Altieri, seconded by Mr. DelVecchio.

BE IT RESOLVED, That pursuant to Connecticut General Statutes 7-148, the approval of building applications by the Town of Trumbull Building Department shall be withheld for any property upon which taxes or sewer charges are delinquent for the property for which the permit is to be issued. The delinquent taxes, along with applicable interest, fees and charges, shall be paid before a building permit application can be approved.

Committee Report: The Legislation & Administration Committee met on June 28, 2010 and voted to recommend to the Town Council unanimously 5-0.

Mr. Altieri moved to remand Resolution TC 23-83 back to committee as an ordinance, which requires a public hearing, seconded by Mr. Ciocchi.

VOTE: Motion carried unanimously 19-0 to return Resolution TC 23-83 back to committee

Item 7. RESOLUTION TC23-84: Moved by Mr. London, seconded by Mr. Altieri.

BE IT RESOLVED. That funding for a labor contract between the Town of Trumbull and AFSCME, Local 1303-277 - Council 4 (Fire Marshals) beginning July 1, 2010 and ending June 30, 2014 is hereby approved.

Committee Report: The Legislation & Administration Committee met on June 28, 2010 and voted carried unanimously 5-0 to send Resolution TC23-84 to the Town Council without recommendation.

Mr. DelVecchio recused himself at 8:57 p.m.

The Chair stated that the most up-to-date contract had been sent to the full Town Council and that Atty. Floyd Dugas, Labor Counsel was present at this meeting to hear any questions. Hearing none.

VOTE: Resolution adopted unanimously 18-0

Mr. DelVecchio returned to the meeting at 8:58 p.m.

Item 8. RESOLUTION TC23-85 – Held in Committee.

Item 9. RESOLUTION TC23-88: Moved by Ms. Waizenegger, seconded by Mr. London.

BE IT RESOLVED, That \$45,217 for Attorney Fees for MATE Arbitration Award Settlement is hereby appropriated from the Available General Fund Balance to 0101300-522203 Human Resources Ancillary.

Committee Report: The Finance Committee met on June 28, 2010 and voted to recommend to the Town Council unanimously 4-0.

The Chair stated that Labor Counsel Dugas is currently in discussion with the purveyors of the bills.

Moved by Mr. Ciocchi, seconded by Mr. Jenkins to postpone Resolution TC23-88 to next month.

VOTE: Motion to postpone carried 16-3 (Against: Altieri, DelVecchio and Scinto).

Item 10. RESOLUTION TC23-89: Moved by Mr. Jenkins, seconded by Mr. Meisner.

BE IT RESOLVED, the Trumbull High School Building Committee is hereby authorized to seek competitive bids for the construction of the Trumbull High School Natatorium as previously designed and specified. The purpose of this resolution is provide more accurate information about the cost of building the Natatorium in light of recent favorable bids and other cost savings, but the final decision about whether to build the Natatorium will be made by the Council at a later date.

Committee Report: the Education Committee met on June 30, 2010, the motion to recommend to the Town Council failed 2-3 (Against: Bellows, Ciocchi, and Evangelista).

Mr. Pia spoke in favor of ResolutionTC23-89 in order to establish the data necessary to make a final decision for or against the natatorium and to be able to report the reason for his vote to his constituents.

Mr. DelVecchio stated that he echoed Mr. Pia's statement, speaking in favor of gathering the data for an opportunity to examine what the experts say it may cost to build the pool.

Mr. Scinto reported that he spoken to the Cheshire Aquatics Director, Ms. Adams. The Cheshire program has an annual budget of \$950,000 and brings in approximately \$550,000 in revenue; therefore they lose approximately \$400,000 per year. There are five (5) fulltime employees, and five (5) lifeguards employed. Mr. Scinto submitted pool cost examples for the record (Hard copy attached to the July 8, 2010 minutes on file at the Town Clerk's office)

Ms. Testani questioned whether the project would receive competitive and economy driven bids or whether it was fair to the contractor to prepare detailed bids on the project which has not been written into law?

Mr. Jenkins stated that the alternate bids that were solicited for the project had not been approved by the Town Council prior to the bid process either. Mr. Barbarotta stated in response to a question from Ms. Testani that if the contractors believe that the project will move forward than the bids will be detailed and competitive, if they do not believe the project will move forward, the bids would not be competitive. Mr. Holmes stated that it is not uncommon for other communities to go to a referendum after the bids are received. The most recent bids received have been approximately 15% under the estimates.

Mr. Ciocchi noted that the Town Council had removed the funding for the building of the pool, Mr. Holmes agreed that it appears there is evidence that the council would not build the pool. Mr. DelVecchio noted that it the contractors' choice to bid the project or not, Mr. Holmes agreed.

Mr. Meisner spoke to the fact if there is a majority to adopt this resolution that there may be the same majority to move forward with the pool.

Mr. Altieri stated that he had received many e-mails in favor of this resolution and spoke to the fact he represents the people who have asked him to gather the information. Mr. Barbarotta stated that there were handicap accessibility issues that were being addressed within the design of the natatorium and will still have to deal with the concession stand and bathroom issues, what is going to be built has not been finalized to date. Mr. Altieri spoke in favor of weighing the costs of renovating Hillcrest pool vs. building the natatorium.

Mr. London spoke against the resolution, citing that there are other capital improvements needed in town as well as the removal of portable classrooms before a new pool is built.

Mr. Jenkins spoke in favor of the resolution noting it is the prudent thing to do.

Mr. Rappa spoke in favor of the detailed Education Committee report and the fact there was new and important information given in the report speaking in favor of the resolution and the opportunity to gather additional information necessary to make the decision to build the pool or not.

Mr. Ciocci stated that the Hillcrest renovation numbers are estimates they are not concrete numbers, revenue does not equal profit, and the Cheshire pool does lose money as does many pools do. According state statutes once the pool is built on school property it will always be under the BoE control.

Mr. Barbarotta stated his conversations with the superintendant of schools has always been around program, the pool is not included in BoE program. The Chair stated there is no reimbursement of the pool. Mr. Barbarotta agreed, it would be reimbursable only if it was exclusively used by the school during school hours.

Mr. Mesiner stated there is reimbursement available to non-pool portions of the natatorium. Mr. Barbarotta concurred.

In response to a question from Ms. Thornton, Mr. Scinto stated he had spoken with Mr. Serico of the BoE, the cost to operate the Hillcrest pool are unknown due to the fact the costs are spread throughout the school; there are no separate meters just for the pool. There is a salary of \$45,000 for one custodian and approximately \$9,000 in pool supplies, but there is not one designated line item in the budget for the pool.

Ms. Thornton spoke against the renovation and expenditure of funds to renovate the Hillcrest pool speaking in favor of going out to bid on the natatorium, the Hillcrest pool does not meet the needs of the town. Ms. Thornton was going to read into the record prepared statement by Mr. Collins, but most of the statement had been included in the Education Committee meeting minutes. Ms. Thornton stated that Councilman Rotondo had requested that Ms. Thornton relay his message to the town council that he was in support of this resolution.

Mr. Pia noted that \$250,000 had been spent to date on design of the natatorium, and it would cost zero to go out to bid. Mr. Pia stated that he spoken to the custodian who maintains the pool and it is his opinion that pool has reached the end of its useful life as it is, it could be repaired.

Mr. Barbarotta stated that it is important to extend the life due to safety reasons of the pool if it is going to stay as it is; ultimately it is a decision to be made by the officials.

*The Chair voted on resolution TC23-89.

VOTE: Resolution Failed 10-10 (Against: Testani, Lamberti, Waizenegger, Scinto, Ciocchi, Deyoe, Evangelista, Bellows, Massaro and London).

Upon motion made by Mr. Helfrich, seconded by Mr. DelVecchio, there being no further business to discuss the Trumbull Town Council adjourned by unanimous consent at 9:53 p.m.

Respectfully Submitted,

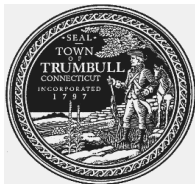
Margaret D. Mastroni

Discussion Item:
Education Committee
Attachment

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EDUCATION COMMITTEE
MINUTES
June 30, 2010

Chairman Chad Ciocchi called the Education Committee meeting to order at 6:30 p.m. All present joined in a moment of silence and the pledge of allegiance.

Present: Chairman Chad Ciocchi, Vice Chairman Martha Jankovic-Mark, Roberta Bellows
Ann Marie Evangelista, and Mary Beth Thornton (arrived at 6:33 p.m.)

Absent: Daniel Helfrich.

Also Present: Mr. Al Barbarotta of AFB Construction Management, Mr. Jeff Jenkins
Town Council Representative Member of the Trumbull High School Building
Committee, Town Council Chairman Carl A. Massaro, Jr. and Councilman Waizenegger.

A. DISCUSSION ITEM: Use and operation of the pool at Hillcrest Middle School

RESOLUTION TC23-48: BE IT RESOLVED, That the Education Committee of the Town Council is hereby authorized to conduct a review of the use and operation of the pool at Hillcrest Middle School and shall submit a written report of its review, findings and recommendations within ninety (90) days to the Clerk of the Council (For Discussion Purposes Only)

Mr. Barbarotta reported that the separation and security issues at the Hillcrest Pool have been resolved and all work has been completed to date as a tentative fix to keep the pool operational for all. He outlined what would need to be done at a minimum. The work described would keep the pool operational for a 10-year period. AFB consulted with Brock Pools.
The recommended repairs are as follows:

- Draining the pool
 - Resealing the tiles
 - Gutter replacement
 - Watertight the pool
 - Filter Room review
 - Total replacement of the ventilation system
 - Ceiling spray finish – scrape the ceiling and refinish
 - Lighting on the ceiling (#1 safety issue)
 - Locker rooms showers (many of the showers are non-functioning)
- The total estimate for the work listed above is \$1,443,063.50.

The above list does not address the location of the pool, the pitch/slant of the pool and the ceiling height. The recommended work represents repairs that need to be done to keep the current Hillcrest open for another 10 years. The repair work does not qualify for state reimbursement, but an engineer and architect would still be necessary for the development and execution of the specifications.

Mr. Barbarotta explained to the committee the co-generation system and how it is efficient for a pool. The generator creates heat; the same heat is reused and re-circulated to heat the pool. After personnel, utilities are the biggest cost involved. The initial cost would pay back its cost over a 5-7 year period of use. The cost of the co-generation is not included in the above mentioned estimate of \$1,443,063.50. The cost is estimated at approximately \$200,000 bringing the total estimate to \$1,643,063.50. The mechanicals would still be underneath the pool, at times there is water in the mechanical room. The tank had leaked but has since been patched at a cost of \$7,500. Resealing the tile will also address the issue of water in the mechanical room. The work outlined at this meeting is a minimum, and recognizes that the pool is in a shared building, a school; the security issues have been addressed. In response to a question from Mr. Jenkins, Mr. Barbarotta stated that he is confident the list of proposed recommendations addresses the major elements that need to be done to keep the pool operational for 10 years. To replace the existing pool as it is, it would cost approximately \$5-\$7 million. To address all the issues at hand with the Hillcrest Pool it would be necessary to implode the pool, and the pool would still be attached to a school, not the ideal situation.

In response to a question from the Chair, Mr. Barbarotta stated that the new HVAC system would have a life of 20 years. It can not be said that all the repairs would be for 20 years, 10 years from now more repairs will be necessary.

In response to a question from Ms. Bellows, Mr. Barbarotta confirmed that all items on the list would go out to bid, he did not expect the bids to come in much less, the estimators are very good and generally estimate the costs very close to the actual costs that come in. Some unknowns are built into the estimates as well.

The bathrooms have been remedied as best as they could have been, everyone is satisfied, and safety issues have been addressed and resolved as well. On behalf of the Education Committee, Ms. Thornton extended her gratitude to AFB for his work and effort.